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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Sprint Communications	:	
Company, L.P. for Approval to Offer,	:	Docket Nos. A-310183F0002AMA
Render, Furnish or Supply	:	A-310183F0002AMB
Telecommunications Services to the Public	:	A-310183F0002AMC
In the Commonwealth of Pennsylvania	:	

**MOTION TO JOIN AN INDISPENSABLE PARTY AND REQUEST FOR
SUSPENSION OF HEARING SCHEDULE**

NOW COMES the Commonwealth Telephone Company ("CTCo"), by and through its attorneys, Hawke McKeon Sniscak & Kennard LLP, and hereby files this Motion to Join An Indispensable Party. Specifically, CTCo moves that the Pennsylvania Public Utility Commission ("Commission") join Blue Ridge Communications ("Blue Ridge") as an indispensable party to this proceeding and to delay the hearing schedule to allow CTCo the opportunity to serve discovery on Blue Ridge and receive answers. In support thereof, CTCo avers as follows:

BACKGROUND

1. On May 4, 2005, Sprint Communications Company, L. P. ("Sprint" or "Applicant") filed an Application with the Commission for approval to offer, render, furnish or supply telecommunications services as a "competitive local exchange carrier"¹

¹ Application at 6 (¶ 9).

in a portion of the Commonwealth of Pennsylvania served by several rural local exchange carriers, including CTCO.

2. On June 6, 2005, CTCO filed a Protest and Motion To Dismiss to the Application.

3. Dismissal was sought by CTCO on the grounds that the service proposed by Sprint is not that of a "local exchange company." As Sprint states in its Application, it is "seeking authority to provide telecommunications services to competitive service providers..."² It further stated, in the proposed tariff, that local services are not proposed to be extended to end users in CTCO's service territory.³ In other words, Sprint proposes only serve other "competitive service providers." CTCO argued, therefore, that it would be inappropriate to issue a certificate to authorize it as a "competitive local exchange carrier" when Sprint will not be acting as one. CTCO posited that a certificate was not necessary to provide wholesale services to other carriers.

4. By order dated October 30, 2005, Your Honor denied CTCO's Motion to Dismiss on the grounds that "[t]he pleadings thus far raise many questions. The mechanics of the proposed service need to be developed clearly in order for a thorough review of the Application to occur . . . Here, the facts must be developed prior to the legal determination, and therefore, a hearing is necessary."⁴ Continuing, the Order states that:

The development of the case must include a full discussion of the relationship between Sprint and the entity which will be providing the actual service to customers, including the classification of said entity as a CLEC, or why it should not be required to obtain a certificate of public convenience as such.

² Application at 7 (¶ 12) (emphasis added).

³ Proposed Tariff at 1st Revised Page 1.

⁴ Order Disposing of Motions dated September 30, 2005 at 4.

BLUE RIDGE COMMUNICATIONS

5. Commonwealth Telephone Company is not able at this time to identify the “full corporate name and corporate mailing address of ‘Blue Ridge Communications,’” because when asked to do so, Sprint objected, citing the fact that Blue Ridge is not an affiliate nor a party to this proceeding.⁵

6. Sprint certainly knows the name of the entity and its mailing address, inasmuch as it has a contractual agreement with Blue Ridge. The entity that CTCO is seeking to join is the company with whom Sprint has a claimed contractual relationship⁶ and whom Sprint refers to alternatively as “Blue Ridge” or “Blue Ridge Communications” in its testimony and discovery objections.

7. Sprint should be compelled to disclose the corporate identity of this entity that CTCO now finds itself in a position to join.⁷ CTCO will be filing motions to compel responses to its interrogatories shortly. However, Sprint’s refusal to identify its contractual partner should not operate to CTCO’s disadvantage now.

8. Sprint’s testimony dated October 14, 2005 makes several references to Blue Ridge Cable, but avoids many of the issues that Your Honor stated needed to be developed on the record, including the following issues that are not addressed:

- The mechanics of the proposed service;
- The treatment of universal service programs;
- Methods to insure efficient usage of numbering; and
- Consumer protections.

⁵ Sprint Response to CTCO’s Interrogatories Set I – No. 1. Copies of all discovery answers referred to in this motion are attached.

⁶ Sprint has object to providing a copy of its agreement with Blue Ridge.

⁷ Unfortunately, Sprint has also objected to providing a copy of the agreement itself. Sprint Response to CTCO’s Interrogatories Set I – No. 28.

9. The services to be offered to the public are not explained. The testimony begins with the proposition that Sprint is not the agent of Blue Ridge and, therefore, is not in a position to explain Blue Ridge's services.⁸ As to the telecommunications network, services and functions, the focus of Sprint's pre-filed testimony is entirely upon Sprint's wholesale role. There is no discussion of the network, services or other mechanics of Blue Ridge's portion of the service offering, that is the end user services.

10. In the pre-filed testimony, Sprint concedes that it cannot speak for Blue Ridge and the manner by which it will apply retail revenues to universal service funding.⁹ The testimony nowhere addresses itself to the application of other universal service programs, such as lifeline service.

11. Nor is Sprint able to discuss Blue Ridge's proposed consumer protection mechanisms, slamming protections for example, asserting only that Sprint "understands the importance" of consumer protection and Sprint itself will enforce the Commission's regulations under the authority of its contractual agreement with Blue Ridge.¹⁰

12. Given the absence of any of the facts that would address the questions set forth in Your Honor's Order Disposing of Motions, CTCO then undertook discovery, by the filing of its Set I Interrogatories on October 18, 2005, four days after Sprint served its testimony.

13. The interrogatories included the following requests:

10. Fully and completely describe all end user services that Blue Ridge currently offers in Pennsylvania.

⁸ See, for example, Sprint St. 1.0 at 13-14.

⁹ *Id.* at 9.

¹⁰ *Id.* at 10. Sprint has objected to providing a copy of that contract. CTCO will be moving to compel a response to its discovery request.

21. Fully and completely identify the local rate schedules that will be applied to end use customers. Provide copies of any end use customer tariff that will be used .

23. Provide a full and complete copy of the proposed end use customer bill.

34. Fully and completely explain how Blue Ridge would contribute Pennsylvania universal service funding (Lines 152-153), if it is not certificated by the Commission.

52. Provide a full and complete description of the Blue Ridge network as it is or will be provisioned to provide service to end use customers. Provide a full and complete schematic.

53. Fully and completely identify any and all capital investment and additional facilities that are necessary in order for Blue Ridge to offer end user services in CTCO's service territory. Provide any and all documents related thereto.

54. Fully and completely describe any planned change in existing Blue Ridge's facilities which will be made by Blue Ridge in order to offer end user services in CTCO's service territory.

55. Fully and completely identify the specific CPE, including manufacturer and model, that Blue Ridge intends to provide to end use customers (Lines 511-512). Provide full and complete copies of any and all documents related thereto.

56. Fully and completely identify each and every piece of equipment that Blue Ridge will install to handle a call originated by a Blue Ridge end use customer. . .

60. Fully and completely identify the intended branding, brand name, and branding entity for local exchange service under the Sprint/Blue Ridge agreement. Provide full and complete copies of any and all documents related thereto.

14. The Sprint response to these interrogatories consists of an objection, the relevant portion of which, for purposes here, is as follows:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding . . . Based upon these objections, Sprint will not be providing a response to this interrogatory.

As an alternative final sentence, some objections state:

Subject to and without waiving this objection, Sprint states the requested information is not available to Sprint.

15. Even the most basic information is not provided. For example, the testimony of Sprint states that:

The services do not require the customer to invest in a broadband connection, in which the customer would have to purchase to utilize an Internet-Based Voice over Internet Protocol (VoIP) service” but that there will be “a piece of Customer Premise Equipment (“CPE”) located in [the customer’s] home.”¹¹

When CTCO attempted to identify the type of CPE that will be employed (the term being very broad and unspecific), Sprint responded by objecting that it cannot be forced to respond to discovery on behalf of Blue Ridge Communications, which is not a party to this proceeding.¹²

MOTION TO JOIN

16. An indispensable party is one whose interest in the subject matter of the proceeding and the relief sought is so bound up with the other parties to the proceeding that their presence as a party is a necessity, without which the Commission cannot proceed.¹³ In addition, a party is indispensable when his/her rights are so connected with the claim of the litigants that no decree can be made without impairing those rights.¹⁴

17. Either Sprint cannot answer or refuses to answer the discovery questions necessary to address one of the central questions raised by CTCO in this proceeding -- whether Sprint will be operating as a local exchange carrier or a wholesale service provider to Blue Ridge, who is the real local exchange carrier. The underlying issue is whether the

¹¹ *Id.* at 17 and 24.

¹² See discussion of Sprint’s objections, *supra*.

¹³ *Kendig v. Dean*, 97 U.S. 423, 24 L.Ed. 1061 (1878).

¹⁴ *Tigue v. Basalyga*, 451 Pa. 436, 304 A.2d 119 (1973).

more appropriate party for certification is the one that will be providing the actual end user services, namely Blue Ridge Communications.

18. It is clear, from Sprint's responses, that Blue Ridge is the only entity that is able to provide the facts needed to proceed. The reasons for Sprint's non-responsive answers are irrelevant. The point is that a very important, even critical, aspect of the proposed service, that which deals with end use customers, is not being developed on the record of this case.

19. It is conceded, in Sprint's testimony, that Blue Ridge provides the connection to the customer, sales, billing, customer service and installation.¹⁵ In response to discovery regarding various end users responsibilities, Sprint answered, "without waiving" its basic objection to answering discovery that involves Blue Ridge Communications, Blue Ridge is the party, under their arrangement, responsible for the following tasks:

- Marketing of services to end use customers
- Soliciting new end use subscribers
- Signing up new end use customers
- Billing end use customers
- Maintaining tariffs pertaining to end user services
- Collecting sales and other applicable taxes from end use customers
- Maintaining an end use customer service call center
- Taking service orders from end use customers
- Responding to informal end use customer complaints submitted to the BCS
- Responding to formal end use customer complaints

¹⁵ Sprint Statement 1.0 at 12.

- Chapter 64 Compliance
- Reporting and filing Annual LEC Reporting Residential Account Information at the Commission
- Reporting and filing the Physical and Cyber Security Planning Self-Certifications
- Reporting and filing Accident Reports and Service Outage Reports
- Reporting and filing Service Surveillance Exception Reports
- Payment of Commission OCA and OSBA annual assessments
- Offering of Lifeline Service
- Billing for Lifeline Service
- Collection of the federal contribution for Lifeline Service
- Offering Link up service
- Collection of 911 surcharges
- Remission of 911 surcharges to the various counties
- Compliance with CALEA¹⁶

20. Although Sprint refuses, as discussed previously, to provide any specifics about how these tasks will be accomplished, its answers make it clear that that Blue Ridge is a critical, indispensable participant in the “competitive local exchange service” for which Sprint seeks to be certificated.

REQUEST FOR SUSPENSION OF HEARING SCHEDULE

21. The hearing schedule was established at the Prehearing Conference of November 4, 2005 with the expectation that Sprint would comply with Your Honor’s

¹⁶ Sprint Response to CTC Co Interrogatory Set 1 - No. 6.

stated scope of the proceeding and admonition that Sprint held the burden of proof to describe the proposed services and the network mechanisms needed to provide such service. As described above, Sprint has failed to do so.

22. Commonwealth Telephone Company has proceeded in a timely and efficient manner to serve discovery in the absence of disclosures forthcoming from the Sprint pre-filed testimony.

23. Unfortunately, CTCo finds itself in a position of being unable to obtain the information until such time as Blue Ridge is admitted into this case, at which time it becomes subject to discovery.

24. CTCo's testimony is currently due to be filed on December 9, 2005, a deadline that it cannot possibly now meet given Sprint's wasting of almost one month of the compressed schedule.

25. Nor will any prejudice come to Sprint as a result of a delay pending joinder of Blue Ridge and discovery. In its testimony, Sprint asserts that it is appropriate for Blue Ridge to obtain CLEC status in Pennsylvania and "it is Sprint's understanding that Blue Ridge will seek a CLEC status in Pennsylvania."¹⁷ In response to discovery, Sprint has stated that a conference call was held on October 10, 2005 with a representative of Blue Ridge, who stated that it planned to file for CLEC status in Pennsylvania "by year end."¹⁸

26. Sprint has conceded that it will not begin offering local exchange service in conjunction with Blue Ridge "before Blue Ridge is certificated by this Commission."¹⁹

¹⁷ Sprint St. 1.0 at 11.

¹⁸ Sprint Responses to CTCo Interrogatories, Set I – Nos. 2-3

¹⁹ Sprint Response to CTCo Interrogatories, Set I – No. 5

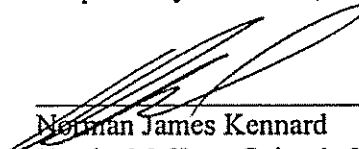
Given that Blue Ridge's Application will be protested and, thus, subject to litigation, it is unlikely that Blue Ridge will obtain a certificate before the end of the third quarter 2006.

27. Indeed, when the Blue Ridge Application is filed within the next two months, it may be appropriate to join the two applications into a consolidated docket. Consolidation would be an efficient means by which the Commission can determine whether both companies should be certificated as local exchange carriers or, as Commonwealth Telephone Company has argued, only one competitive local exchange carrier serves the customer and requires certification.

28. The testimony filed by Sprint and the interrogatory answers presented, are making it increasingly clear that Sprint is simply a wholesale provider of services and, as Commonwealth Telephone Company argued in its original Motion To Dismiss, does not need a certificate to operate.

WHEREFORE, for all the reasons set forth above, CTCo requests that Blue Ridge Communications be joined as an indispensable party and be required to participate in this proceeding. Further, CTCo requests a suspension of the hearing schedule pending such joinder and the opportunity to undertake discovery of Blue Ridge Communications.

Respectfully submitted,



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Counsel for Commonwealth Telephone
Company

Date: November 3, 2005

Pennsylvania Public Utility Commission

**Application of Sprint Communications Company L.P. for Approval to Offer,
Render, Furnish or Supply Telecommunications Services to the Public in the
Commonwealth of Pennsylvania – Docket Nos. A-310183F0002AMA, A-
310183F0002AMB, A-310183F0002AMC**

**Response of Sprint Communications Company L.P. to Commonwealth Telephone
Company's First Set of Interrogatories and Requests for Production of Documents**

October 28, 2005

1. Fully and completely identify the full corporate name and corporate mailing address of "Blue Ridge Communications."

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects on the grounds that Blue Ridge's full corporate name and mailing address is not relevant to the issues under consideration in Sprint's CLEC certification proceeding.

Based on these objections, Sprint will not be providing a response to this interrogatory.

Respondent: Sprint Legal

Pennsylvania Public Utility Commission

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2. Fully and completely explain each and every basis for Sprint's understanding that Blue Ridge will seek CLEC status in Pennsylvania (Line 193).

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding.

Subject to and with waiving these objections, Sprint states that on October 10th it held a conference call with representatives from Blue Ridge who indicated they were planning to file for CLEC status in Pennsylvania.

Respondent: James R. Burt

Title: Director - Regulatory Policy

Pennsylvania Public Utility Commission

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3. Identify the anticipated date or time frame that Blue Ridge will file to obtain CLEC authority in Pennsylvania.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding.

Subject to and without waiving these objections and with the caveat that Sprint can't speak for Blue Ridge Communications, Sprint's understanding is that the filing would be completed by year end.

**Respondent: James R. Burt
Title: Director - Regulatory Policy**

Pennsylvania Public Utility Commission

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4. Fully and completely identify each and every reason understood by Sprint, that Blue Ridge has not yet filed an application to obtain a certificate from this Commission to provide local service.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding.

Subject to and without waiving these objections, Sprint does not have information responsive to the request.

Respondent: James R. Burt
Title: Director - Regulatory Policy

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5. Fully and completely state whether Sprint and Blue Ridge intend to begin offering local exchange service to end use customers prior to Blue Ridge obtaining a certificate from this Commission to provide local exchange service.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding.

Subject to and without waiving these objections, Sprint states that it does not intend to begin offering local exchange service in conjunction with Blue Ridge before Blue Ridge is certificated by the Commission.

**Respondent: James R. Burt
Title: Director - Regulatory Policy**

Pennsylvania Public Utility Commission

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10. Fully and completely describe all end user services that Blue Ridge currently offers in Pennsylvania.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to this request because it is overbroad, unduly burdensome and seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence because all of the end user services that Blue Ridge currently offers in Pennsylvania are irrelevant to the issues being addressed in Sprint's CLEC certification proceeding.

Based on these objections, Sprint will not be providing a response to this interrogatory.

Respondent: Sprint Legal

Pennsylvania Public Utility Commission

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21. Fully and completely identify the local rate schedules that will be applied to end use customers. Provide copies of any end use customer tariff that will be used.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding.

Subject to and without waiving this objection, Sprint states that the requested information is not available to Sprint.

**Respondent: James R. Burt
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October 28, 2005

22. Fully and completely identify the entity whose name will appear on the end use customer's billing.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor a party to Sprint's CLEC certification proceeding.

Subject to and without waiving this objection, Sprint states that Blue Ridge Communications will be responsible for end use customer billing under the business model it will be utilizing.

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October 28, 2005

23. Provide a full and complete copy of the proposed end use customer bill.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding.

Subject to and without waiving this objection, Sprint states that the requested information is not available to Sprint.

**Respondent: James R. Burt
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October 28, 2005

28. Provide a full and complete copy of the currently effective agreement between Sprint and Blue Ridge.

RESPONSE:

Sprint objects to this request on the grounds that it purports to seek trade secret, proprietary and highly sensitive commercial and competitive information related to Sprint's contractual arrangements with Blue Ridge. Sprint further objects to the request because it seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for purposes of Sprint's CLEC certification proceeding.

Based on these objections, Sprint will not be providing a response to this interrogatory.

Respondent: Sprint Legal

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33. Fully and completely identify any and all "retail revenues" that Sprint anticipates receiving under its proposed business operations in CTC's service territory (Line 151).

RESPONSE:

Sprint objects to the request because it seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for purposes of Sprint's CLEC certification proceeding.

Subject to and without waiving this objection, Sprint states that it does not anticipate receiving "retail revenues" under its business model that is the subject of this proceeding.

Respondent: James R. Burt

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34. Fully and completely explain how Blue Ridge would contribute Pennsylvania universal service funding (Lines 152-153), if it is not certificated by the Commission.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to the request because it seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for purposes of Sprint's CLEC certification proceeding.

Based on these objections, Sprint will not be providing a response to this interrogatory.

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52. Provide a full and complete description of the Blue Ridge network as it is or will be provisioned to provide service to end use customers. Provide a full and complete schematic.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification. Sprint further objects to this request because it is unduly burdensome and seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for the issues being addressed in Sprint's CLEC certification proceeding.

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53. Fully and completely identify any and all capital investment and additional facilities that are necessary in order for Blue Ridge to offer end user services in CTC's service territory. Provide any and all documents related thereto.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to the request because it is overbroad, unduly burdensome and seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for the issues being addressed in Sprint's CLEC certification proceeding.

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54. Fully and completely describe any planned change in existing Blue Ridge's facilities which will be made by Blue Ridge in order to offer end user services in CTC's service territory.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to the request because it is overbroad, unduly burdensome and seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for the issues being addressed in Sprint's CLEC certification proceeding.

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55. Fully and completely identify the specific CPE, including manufacturer and model, that Blue Ridge intends to provide to end use customers (Lines 511-512). Provide full and complete copies of any and all documents related thereto.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to the request because it is overbroad, unduly burdensome and seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for the issues being addressed in Sprint's CLEC certification proceeding.

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October 28, 2005

55. Fully and completely identify the specific CPE, including manufacturer and model, that Blue Ridge intends to provide to end use customers (Lines 511-512). Provide full and complete copies of any and all documents related thereto.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to the request because it is overbroad, unduly burdensome and seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for the issues being addressed in Sprint's CLEC certification proceeding.

Based on these objections, Sprint will not be providing a response to this interrogatory

Respondent: Sprint Legal

Pennsylvania Public Utility Commission

**Application of Sprint Communications Company L.P. for Approval to Offer,
Render, Furnish or Supply Telecommunications Services to the Public in the
Commonwealth of Pennsylvania – Docket Nos. A-310183F0002AMA, A-
310183F0002AMB, A-310183F0002AMC**

**Response of Sprint Communications Company L.P. to Commonwealth Telephone
Company's First Set of Interrogatories and Requests for Production of Documents**

October 28, 2005

56. Fully and completely identify each and every piece of equipment that Blue Ridge will install to handle a call originated by a Blue Ridge end use customer.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to the request because it is overbroad, unduly burdensome and seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for the issues being addressed in Sprint's CLEC certification proceeding.

Based on these objections, Sprint will not be providing a response to this interrogatory.

Respondent: Sprint Legal

Pennsylvania Public Utility Commission

**Application of Sprint Communications Company L.P. for Approval to Offer,
Render, Furnish or Supply Telecommunications Services to the Public in the
Commonwealth of Pennsylvania – Docket Nos. A-310183F0002AMA, A-
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October 28, 2005

60. Fully and completely identify the intended branding, brand name, and branding entity for local exchange service under the Sprint/Blue Ridge agreement. Provide full and complete copies of any and all documents related thereto.

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding. Sprint further objects to the request because it seeks information that is neither relevant to this proceeding nor reasonably calculated to lead to the discovery of admissible evidence for the issues being addressed in Sprint's CLEC certification proceeding.

Based on these objections, Sprint will not be providing a response to this interrogatory

Respondent: Sprint Legal

Pennsylvania Public Utility Commission

**Application of Sprint Communications Company L.P. for Approval to Offer,
Render, Furnish or Supply Telecommunications Services to the Public in the
Commonwealth of Pennsylvania – Docket Nos. A-310183F0002AMA, A-
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October 28, 2005

61. Fully and completely identify the entity that is responsible to undertake each of the following tasks under the proposed service:

- a) Marketing of services to end use customers
- b) Soliciting new end use subscribers
- c) Signing up new end use customers
- d) Billing end use customers
- e) Maintaining tariffs pertaining to end user services
- f) Collecting sales and other applicable taxes from end use customers
- g) Maintaining an end use customer service call center
- h) Taking service orders from end use customers
- i) Responding to informal end use customer complaints submitted to the BCS
- j) Responding to formal end use customer complaints
- k) Chapter 64 Compliance
- l) Reporting and filing Annual LEC Reporting Residential Account Information at the Commission
- m) Reporting and filing the Physical and Cyber Security Planning Self-Certifications
- n) Reporting and filing Accident Reports and Service Outage Reports
- o) Reporting and filing Service Surveillance Exception Reports
- p) Payment of Commission OCA and OSBA annual assessments
- q) Offering of Lifeline Service
- r) Billing for Lifeline Service
- s) Collection of the federal contribution for Lifeline Service
- t) Offering Link up service
- u) Collection of 911 surcharges
- v) Remission of 911 surcharges to the various counties
- w) Compliance with CALEA

RESPONSE:

Sprint objects to this request to the extent it asks Sprint to respond to discovery on behalf of Blue Ridge Communications. Blue Ridge Communications is not a corporate affiliate of Sprint nor is it a party to Sprint's CLEC certification proceeding.

Subject to and without waiving this objection, Sprint's response is:

Pennsylvania Public Utility Commission

**Application of Sprint Communications Company L.P. for Approval to Offer,
Render, Furnish or Supply Telecommunications Services to the Public in the
Commonwealth of Pennsylvania – Docket Nos. A-310183F0002AMA, A-
310183F0002AMB, A-310183F0002AMC**

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October 28, 2005

RESPONSE TO INTERROGATORY NO. 61 CONT'D

- a) Blue Ridge
- b) Blue Ridge
- c) Blue Ridge
- d) Blue Ridge
- e) Blue Ridge
- f) Blue Ridge
- g) Blue Ridge
- h) Blue Ridge
- i) Blue Ridge
- j) Blue Ridge
- k) Blue Ridge
- l) Blue Ridge
- m) Blue Ridge
- n) Blue Ridge and Sprint
- o) Blue Ridge
- p) Blue Ridge and Sprint
- q) Blue Ridge
- r) Blue Ridge
- s) Blue Ridge
- t) Blue Ridge
- u) Blue Ridge
- v) Blue Ridge
- w) Blue Ridge and Sprint

**Respondent: James R. Burt
Title: Director – Regulatory Policy**

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a copy of the foregoing document upon the person named and in the manner indicated below.

Service Via First Class Mail:

Jennifer A. Duane, Esquire
Sprint
State Regulatory/Northeast
401 9th Street, N.W., Suite 400
Washington, D.C. 20004
(Mailstop DCWASI0101)

DATED: November 3, 2005



Norman James Kennard